

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Dec 31, 2024

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

DEBORA T.,<sup>1</sup>

Plaintiff,

v.

CAROLYN COLVIN, Acting  
Commissioner of Social Security,<sup>2</sup>

Defendant.

No. 4:24-cv-5094-EFS

**ORDER GRANTING THE PARTIES'  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g)**

The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings. The parties also agree that Plaintiff is

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<sup>1</sup> For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

<sup>2</sup> Carolyn Colvin became the Acting Commissioner of Social Security on November 30, 2024. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, and section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), she is hereby substituted for Martin O'Malley as the defendant.

1 entitled to reasonable attorney fees and costs under the Equal Access to Justice  
2 Act, 28 U.S.C. § 2412(d), upon proper request to the Court.

3 Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

4 1. The parties' Stipulated Motion for Remand, **ECF No. 12**, is

5 **GRANTED.**

6 2. This matter is **REVERSED** and **REMANDED** to the Commissioner  
7 of Social Security for further administrative proceedings pursuant to  
8 sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council  
9 is to instruct the ALJ to: re-evaluate the medical opinions; continue  
10 with the sequential evaluation process, as necessary; offer the  
11 claimant the opportunity for a hearing, further develop the record as  
12 needed, and issue a new decision.

13 3. The Clerk's Office shall **TERM** the hearing and Plaintiff's brief, **ECF**  
14 **No. 8**, enter **JUDGMENT** in favor of Plaintiff, and **CLOSE** the case.

15 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
16 and provide copies to all counsel.

17 **DATED** this 31st day of December 2024.

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19 EDWARD F. SHEA  
20 Senior United States District Judge  
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